

Second Regular Session 115th General Assembly (2008)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2007 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1144

AN ACT to amend the Indiana Code concerning criminal law and procedure.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 35-45-19 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]:

Chapter 19. Failure to Report a Dead Body

Sec. 1. This chapter does not:

- (1) apply to the driver of a vehicle involved in an accident that:
 - (A) results in the death of a person; and
 - (B) must be reported under IC 9-26-1-1; or
- (2) supersede any law governing the reporting of a death by a hospital, health care facility, or provider.

Sec. 2. As used in this chapter, "public safety officer" means:

- (1) a law enforcement officer;
- (2) a correctional officer;
- (3) a state university police officer;
- (4) a firefighter;
- (5) an emergency medical technician; or
- (6) a paramedic.

Sec. 3. A person who:

- (1) discovers or has custody of the body of a deceased person when it appears the deceased person died:
 - (A) by violence, suicide, or accident;

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(B) suddenly, while in apparent good health;
(C) while unattended;
(D) from poisoning or an overdose of drugs;
(E) as the result of a disease that may constitute a threat to public health;
(F) as the result of:
 (i) a disease;
 (ii) an injury;
 (iii) a toxic effect; or
 (iv) unusual exertion;
incurred within the scope of the deceased person's employment;
(G) due to sudden infant death syndrome;
(H) as the result of a diagnostic or therapeutic procedure;
or
(I) under any other suspicious or unusual circumstances;
and
(2) knowingly or intentionally fails to report the body of the deceased person to a:
 (A) public safety officer;
 (B) coroner;
 (C) physician; or
 (D) 911 telephone call center;
within three (3) hours after finding the body;
commits failure to report a dead body, a Class A misdemeanor.
 SECTION 2. [EFFECTIVE JULY 1, 2008] IC 35-45-19-3, as added by this act, applies only to offenses committed after June 30, 2008.

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Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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HEA 1144 — Concur+

